



Dkt. 51917-CA-PCT-US/JPW/AJM/AAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David J. Pinsky et al.

Serial No.: 10/679,135

Filed : October 3, 2003

For : METHODS FOR TREATING ISCHEMIC DISORDER USING  
CARBON MONOXIDE

1185 Avenue of the Americas  
New York, New York 10036  
October 1, 2004

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

AMENDMENT IN RESPONSE TO AUGUST 3, 2004 NOTICE  
TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

This Amendment is submitted in response to an August 3, 2004 Notice To File Missing Parts of Nonprovisional Application issued by the United States Patent and Trademark Office in connection with the above-identified application. Applicants attach hereto a copy of the Notice as **EXHIBIT A**. The Notice provides a period of two months for filing a response. Therefore, a response is due October 3, 2004. Accordingly, this Amendment is being timely filed.

*CPW*

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/679,135	10/02/2003	David J. Pinsky	51917-CA-PCT-US

## CONFIRMATION NO. 2202

John P. White  
 Cooper & Dunham LLP  
 1185 Avenue of the Americas  
 New York, NY 10036

## FORMALITIES LETTER



\*OC000000013427454\*

Date Mailed: 08/03/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/07/2004 HGUTEMA1 00000018 033125 10679135  
 01 FC:1051 130.00 DA

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1); See Figure(s) 3,4A-B,5S-B,11B,13,25,26A-F,27-30,31B-C,37.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*

McNamee

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE